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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/551,873	09/30/2005	Joseph Emmanuel Zarb	131279.1050 (B.062APC)	2018
60148 7590 11/07/2007 GARDERE / JAMES HARDIE GARDERE WYNNE SEWELL, LLP 1601 ELM STREET SUITE 3000 DALLAS, TX 75201			EXAMINER ROBINSON, LAUREN E	
			ART UNIT 4174	PAPER NUMBER
			MAIL DATE 11/07/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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11-7-07

In re Application of: JOSEPH EMMANUAL ZARB et al.
Application No. 10/551,873
Filed: September 30, 2005
For: A DURABLE HIGH PERFORMANCE FIBRE CEMENT
PRODUCT AND METHOD OF MANUFACTURE

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: DECISION ON
: PETITION
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This is a decision on the PETITION TO RESET OR RESTART REPLY PERIOD filed on October 19, 2007.

On September 19, 2007, an office action was mailed to Applicant. A three month shortened statutory period was set in the office action. In the office action, WO 2001/068777 was cited in the Election/Restriction section on page 2 to establish that lack of unity exists. WO 2001/068777 is a German language document with an English language abstract. No translation of the document was provided to applicant.

Applicants request that the period for response be restarted so that it runs from the date a translation is provided.

DECISION

Upon review of the WO 2001/068777 document in the electronic record it is noted that only the abstract is in the English language. The office action does not cite a particular area of the document as being relevant. Thus, it is agreed that the lack of an English translation affects Applicants' ability to respond to the office action.

The petition is **GRANTED**. The application is being forwarded to the examiner so that the translation can be provided and the office action remailed thereby resetting the reply period.

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